

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION (DAYTON)

ROBERT A. GRIFFIN

Plaintiff,

vs.

DARLING INGREDIENTS, INC., et al.

Defendants.

: Case No. 3:19-cv-9

: Judge Walter H. Rice

: **ORDER GRANTING PLAINTIFF'S**  
: **AMENDED, UNOPPOSED**  
: **MOTION TO DISMISS COUNT**  
: **TWO, WITHOUT PREJUDICE**

This matter comes before the Court on the *Plaintiff's Amended, Unopposed Motion to Dismiss Count Two, Without Prejudice*.

The Court finds good cause and Plaintiff's Amended, Unopposed Motion to Dismiss Count Two, Without Prejudice is hereby **GRANTED**.

Count Two of Plaintiff's Complaint is hereby **DISMISSED WITHOUT PREJUDICE**.

This final order expressly incorporates this Court's prior *Decision and Entry Sustaining Federal Insurance Company's Motion to Dismiss; Overruling As Moot Federal Insurance Company's Alternative Motion to Bifurcate and Stay Plaintiff's Bad Faith Claim; Sustaining Darling Ingredients, Inc. and Griffin Industries, LLC's Motion to Dismiss* (Doc. 45) which resolved all other claims asserted in Plaintiff's Complaint.

Plaintiff's *Unopposed Motion to Dismiss Count One, Without Prejudice* (Doc. 47), is **DENIED AS MOOT** in light of this amended motion.

**IT IS SO ORDERED.**



Judge Walter H. Rice  
United States District Judge